

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

AARON E. BROWN,  
Petitioner,  
v.  
UNITED STATES OF AMERICA  
Respondent.

CASE NO. C09-5127RBL  
CRO3-5504RBL  
AMENDED  
ORDER REQUIRING ANSWER

This matter comes before the court on the Petitioner's Motion to Set Aside Sentence/Conviction pursuant to 28: U.S.C. §2255.

Therefore, it is hereby ORDERED that:

(1) If not previously accomplished, electronic posting of this order and petition shall effect service upon the United States Attorney, copies of the 2255 motion and of all documents in support thereof.

(2) The United States shall **file and serve an answer** in accordance with Rule 5 of the Rules Governing §2255 Cases in United States District Courts not later than **MAY 15, 2009**. As part of such answer, the United States should state its position as to whether an evidentiary hearing is necessary and whether there is any issue as to abuse or delay under Rule 9.

The respondent shall file the answer with the Clerk of the Court and serve a copy of the answer upon the petitioner or petitioner's counsel. The answer, and all further pleadings shall include both the civil and criminal case numbers supplied in this order.

(3) Any reply by the petitioner shall be filed and served on or before **JUNE 17, 2009**

**The Clerk shall note the 2255 Motion on the court's calendar for Friday, JUNE 19, 2009.**

The Clerk of this Court is instructed to send uncertified copies of this Order to the petitioner, if unrepresented, and to all counsel of record.

IT IS SO ORDERED this 1st day of April, 2009.

11/2009  
Ronald B. Lightner

RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE  
(Digitally Signed Upon Oral Authorization JAB)